



February 22, 2002

ENGROSSED HOUSE BILL No. 1238

DIGEST OF HB 1238 (Updated February 20, 2002 7:23 PM - DI 87)

Citations Affected: IC 5-22.

Synopsis: Sale of state surplus property to local government. Provides that the department of administration shall sell surplus state property offered to political subdivisions to the highest responsible governmental bidder. Provides that the commissioner of the department shall determine a market price for the surplus property that is stated in the notice of the sale. The department shall sell the surplus property to the highest governmental bidder whose bid equals or exceeds the market price determined by the commissioner.

Effective: July 1, 2002.

Grubb, Mangus

(SENATE SPONSORS — HARRISON, LEWIS, WHEELER)

January 14, 2002, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

January 30, 2002, amended, reported — Do Pass.

February 4, 2002, read second time, ordered engrossed.

February 5, 2002, engrossed. Read third time, passed. Yeas 87, nays 1.

SENATE ACTION

February 11, 2002, read first time and referred to Committee on Governmental and Regulatory Affairs.

February 21, 2002, reported favorably — Do Pass.

C
o
p
y

EH 1238—LS 6800/DI 75+



February 22, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

ENGROSSED HOUSE BILL No. 1238

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-22-21-7 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 7. (a) Except as
3 provided in section 7.5 of this chapter, surplus property available for
4 sale shall first be offered for sale to all political subdivisions. If the
5 property is in the possession of the Indiana department of
6 transportation, the commissioner shall notify each supervisor of county
7 highways appointed under IC 8-17-3-1 of the sale.
8 (b) Notice of the sale shall be mailed or provided by another means
9 at least fifteen (15) days before the date of the sale to each county
10 auditor and to each political subdivision that has previously requested
11 notice of the sale from the commissioner. Information regarding the
12 sale shall also be made available at any time before the sale to political
13 subdivisions upon request.
14 (c) A political subdivision that wants to purchase the property must
15 deliver a sealed bid to the commissioner before the date of the sale to
16 political subdivisions.
17 (d) The department shall sell the surplus property to the highest

EH 1238—LS 6800/DI 75+



C
o
p
y

1 responsible governmental bidder. **The commissioner shall determine**
2 **a market price for the surplus property that is stated in the notice**
3 **of the sale. The department shall sell the surplus property to the**
4 **highest governmental bidder** whose bid equals or exceeds the market
5 price determined by the commissioner.

6 (e) The department shall deliver possession of the surplus property
7 to the governmental bidder after the bidder approves a claim for
8 payment submitted by the department.

C
o
p
y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, Ethics and Veterans Affairs, to which was referred House Bill 1238, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 1, delete "If the" and insert "**The**".

Page 2, line 1, delete "determines" and insert "**shall determine**".

Page 2, line 3, delete ", the" and insert "**. The**".

Page 2, line 4, delete "responsible".

and when so amended that said bill do pass.

(Reference is to HB 1238 as introduced.)

KUZMAN, Chair

Committee Vote: yeas 9, nays 0.

C
o
p
y



COMMITTEE REPORT

Mr. President: The Senate Committee on Governmental and Regulatory Affairs, to which was referred House Bill No. 1238, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1238 as printed January 31, 2002.)

MERRITT, Chairperson

Committee Vote: Yeas 9, Nays 0.

C
o
p
y

EH 1238—LS 6800/DI 75+

